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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982,277	10/17/2001	Anton Oguzhan Alford Andrews	NL000567	7781

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS
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EXAMINER

BATURAY, ALICIA

ART UNIT	PAPER NUMBER
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2155

DATE MAILED: 01/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/982,277

Applicant(s)

ANDREWS ET AL.

Examiner

Aliçia Baturay

Art Unit

2155

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 October 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-15 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 17 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☒ Certified copies of the priority documents have been received in Application No. 09/982,277.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>01032005</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-15 are pending.

Specification

2. The abstract of the disclosure is objected to because of the following informalities: on line 10, "Fig. 2" is typed without any context. It is believed that this is mistakenly included on the page. Appropriate correction is required.
3. The disclosure is objected to because of the following informalities: on page 2, line 5, Applicant states "...accessible in de vicinity..." It is believed Applicant meant to write "...accessible in *the* vicinity..." Appropriate correction is required.

Claim Rejections - 35 USC § 112

4. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

5. Claims 2, 3, and 4 recite the limitation "the respective information." There is insufficient antecedent basis for this limitation in the claim. It is believed that Applicant meant to write "the respective information *unit*."

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

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A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

7. Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by King et al. (U.S. 6,169,498).
8. As to claim 1, King discloses a system for storing and accessing information units the system comprising at least one storage device for storing respective ones of the information units (King, Fig. 3; col. 5, lines 23-25), at least one presentation device for presenting the information units (King, Fig. 1; col. 4, lines 16-37) and a network connecting the storage device and the presentation device (King, col. 5, lines 23-29), wherein a respective information unit can be assigned to a physical location (King, col. 4, lines 30-32), the system further comprising positioning means for determining the physical location of the presentation device, and presentation control means for controlling the presentation of a respective information unit in dependence on the physical location of the presentation device and on the location to which the respective information unit is assigned (King, col. 5, lines 26-31).
9. As to claim 2, King discloses the invention substantially as described in claim 1, including a system as claimed, the presentation control means being arranged to permit a full presentation of an information unit if the location of the presentation device and the location

to which the respective information is assigned are substantially equal (King, col. 4, lines 41-48).

10. As to claim 3, King discloses the invention substantially as described in claim 1, including a system, the presentation control means being arranged to permit a limited presentation of an information unit if there is a relatively small distance between the location of the presentation device and the location to which the respective information is assigned (King, col. 5, lines 53-64).

11. As to claim 4, King discloses the invention substantially as described in claim 1, including a system, the presentation control means being arranged to prohibit presentation of an information unit if there is a relatively large distance between the location of the presentation device and the location to which the respective information is assigned (King, col. 6, lines 21-28).

12. As to claim 5, King discloses the invention substantially as described in claim 1, including a system, the presentation device being a portable device (King, col. 4, lines 24-26).

13. As to claim 6, King discloses the invention substantially as described in claim 1, including a system, the presentation device being capable of creating and/or modifying an information unit which is assigned to the current physical location of the presentation device (King, col. 6, lines 50-53). The Authoritative Dictionary of IEEE Standards Terms states that RAM is “a

type of temporary data storage (memory) that can be read and changed while the computer is in use.” This speaks to the ability to modify the message.

14. As to claim 7, King discloses the invention substantially as described in claim 1, including a system, the network being at least partly a wireless network (King, col. 4, lines 24-26).

15. As to claim 8, King discloses the invention substantially as described in claim 1, including a presentation device for use in a system (King, Fig. 1; col. 4, lines 16-37).

16. As to claim 9, King discloses the invention substantially as described in claim 8, including a presentation device, comprising positioning means for determining the physical location of the presentation device (King, col. 7, lines 50-58).

17. As to claim 10, King discloses the invention substantially as described in claim 8, including a presentation device, the positioning means comprising a Global Positioning System unit (King, col. 7, lines 50-60).

18. As to claim 11, King discloses the invention substantially as described in claim 8, including a presentation device, comprising presentation control means for controlling the presentation of a respective information unit in dependence on the physical location of the presentation device and on the location to which the respective information unit is assigned (King, col. 5, lines 53-64).

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19. As to claim 12, claim 5 is a system performing the same functions as claim 12. Therefore, paragraph 12 of this Office Action discloses all of the limitations of claim 12.

20. As to claim 13, claim 6 is a system performing the same functions as claim 13. Therefore, paragraph 13 of this Office Action discloses all of the limitations of claim 13.

21. As to claim 14, King discloses a method of storing and accessing information units, comprising the steps of storing respective ones of the information units by means of at least one storage device (King, Fig. 3; col. 5, lines 23-25), presenting respective ones of the information units by means of at least one presentation device (King, Fig. 1; col. 4, lines 16-37), and connecting the storage device and the presentation device by means of a network (King, col. 5, lines 23-29), wherein the method further comprises the steps of assigning an information unit to a physical location (King, col. 4, lines 30-32), determining the physical location of the presentation device, and controlling the presentation of a respective information unit in dependence on the physical location of the presentation device and on the location to which the respective information unit is assigned (King, col. 5, lines 26-31).

22. As to claim 15, King discloses the invention substantially as described in claim 8, including a computer program product enabling a computer, when executing said computer program product, to function as a presentation device (King, col. 4, lines 16-40).

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Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alicia Baturay whose telephone number is (571) 272-3981. The examiner can normally be reached at 7:30am - 5pm, Monday - Thursday, and every other Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hosain Alam can be reached on (571) 272-3978. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

AB


HOSAIN ALAM
SUPERVISORY PATENT EXAMINER